

**From:** [Jens Schkade](#)  
**To:** [Pavitt, John](#)  
**Cc:** [Mike Ross](#); [Skeens, Alyson](#)  
**Subject:** Re: EPA's clean-up requirements for Square Deal Store.  
**Date:** Thursday, February 03, 2022 11:03:43 AM

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Thank you for the information. I will follow up according to your layout.

On Thu, Feb 3, 2022 at 11:09 Pavitt, John <[Pavitt.John@epa.gov](mailto:Pavitt.John@epa.gov)> wrote:

Jens Schkade, Owner

Square Deal Store

Caldwell, Idaho

Mike Ross

Intermountain Construction and Abatement

Meridian, Idaho

Hello Jens and Mike. I'm sending this email to give you guidance on what EPA needs to see in a clean-up plan for the demolition debris which came from the Square Deal Store in Grand View, Idaho. Thank you for your cooperation in recent weeks to collect asbestos samples at the dump site. Because friable asbestos-containing material was found at the dump site, the debris is considered regulated asbestos waste under EPA's National Emission Standards for Hazardous Air Pollutants (the "asbestos NESHAP"). See EPA's web site, [EPA NESHAP Rule Link](#).

The regulations require, among other things, that all Asbestos Containing Waste Material be brought to a landfill which is permitted to accept asbestos and which operates in accordance with the asbestos NESHAP. The dump site is not a permitted landfill and therefore it is a violation of the asbestos NESHAP for it to remain there.

To move forward and clean the dump site, EPA will need to see the following:

- An advance notification will need to be submitted to EPA Region 10, for the picking up and transport of the Asbestos Containing Waste Material to a landfill.
- Adequately wet the debris when it is being loaded into trucks for disposal.
- Discharge no visible emissions to the outside air during the collection, processing, packaging or transporting Asbestos Containing Waste Material.
- Transport the Asbestos Containing Waste Material in properly marked vehicles and maintain waste shipment records.

The trucks should be covered when transporting waste and lined with plastic to prevent visible emissions to the outside air and possible contamination of the trucks.

- A supervisor trained in the asbestos NESHAP and the methods of complying with it needs to be on site whenever the Asbestos Containing Waste Material is being handled.
- EPA will be granted full access to the dump site to check on the clean-up project for the purpose of conducting compliance inspections under the Clean Air Act, including the taking of samples, photographs, collecting documents and interviewing workers and representatives on site.
- If debris from other demolition projects in addition to the Square Deal Store are also at the dump site, you will need to examine the additional debris for Asbestos Containing Waste Material.
- If additional Asbestos Containing Waste Material on site is friable, then it must also be removed and disposed of.
- Within 60 days, bring all Asbestos Containing Waste Material to a landfill permitted to accept such waste.
- The site will be considered clean when all friable Asbestos Containing Waste Material identified at the dump site has been removed. Documentation that all such material has been removed can include a visual survey for the presence of asbestos.
- Within seven days of completing the clean-up, you will need to send written notice to EPA, such as an email, to describe the steps you have completed.
- You are required to complete the necessary work within 60 days. You may request an extension within 14 days of receipt of this request. Include a justification for your extension request. If submitted timely, EPA will consider your request and may extend the deadline
- In order to ensure adequate management of Asbestos Containing Waste Material, please review the NESHAP regulations at 40 C.F.R. § 61.140.
- Although EPA is willing to work with you on a somewhat informal basis to complete the necessary work, as a result of your willingness to accept responsibility and resolve the issue, a failure to complete this work timely, and in compliance with NESHAP, will be grounds for EPA enforcement.

Sincerely,

John Pavitt, Air Compliance Inspector

Air and Toxics Enforcement Section

U.S. EPA Region 10

Alaska Operations Office

Anchorage, AK

Phone: (907) 271-3688

Attachments:

- Notification form